

**SUPREME COURT MINUTES  
WEDNESDAY, JUNE 24, 1998  
SAN FRANCISCO, CALIFORNIA**

S058825      People, Respondent  
                 v.  
                 Rudolpho Reyes, Appellant  
                 Resubmitted.

S059302      People, Respondent  
4th Dist.      v.  
D024998      Edwin Gilmore Garcia, Appellant  
Div. 1      Appellant's petition for review GRANTED.

George, C.J.  
Mosk, J.  
Kennard, J.  
Baxter, J.  
Chin, J.  
Brown, J.

S069793      People, Respondent  
2nd Dist.      v.  
B107234      James Thomas Williams, Appellant  
Div. 2      Respondent's petition for review GRANTED.

George, C.J.  
Kennard, J.  
Baxter, J.  
Chin, J.  
Brown, J.

S069817      People, Appellant  
2nd Dist.      v.  
B103738      Trevor James Gentry, Respondent  
Div. 6      Appellant's petition for review GRANTED.

George, C.J.  
Mosk, J.  
Kennard, J.  
Baxter, J.  
Chin, J.  
Brown, J.

S070048      Truck Insurance Exchange et al., Petitioners  
2nd Dist.      v.  
B117294      Los Angeles County Superior Court, Respondent  
Div. 1      Peck/Jones Construction Corporation, Real Party in Interest  
                Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Vandenberg v. Superior Court*, S067115 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.  
Mosk, J.  
Kennard, J.  
Baxter, J.  
Chin, J.  
Brown, J.

S070177 Thomas M. White, Respondent

4th Dist. v.

D023907 Ultramar, Incorporated, Appellant

Div. 1 Appellant's petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Green v. Ralee Engineering Co.*, S060370 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.

Mosk, J.

Kennard, J.

Baxter, J.

Chin, J.

Brown, J.

S017868 People, Respondent

v.

Joseph T. Musselwhite, Appellant

Petition for rehearing DENIED.

Opinion modified.

S056734 People, Respondent

4th Dist. v.

E016569 Airrique Peevy, Appellant

Div. 2 Petition for rehearing DENIED.

S069557 James Earl Pierce, Petitioner

v.

Second District Court of Appeal Division 2, Respondent

People, Real Party in Interest

Petition for writ of mandate DENIED.

S071079      Citizens and Attorneys for Legal Reform, Petitioner  
                         v.  
                         Governor Pete Wilson et al., Respondents  
                         State Bar of California, Real Party in Interest  
                         Petition for writ of mandate DENIED.

Orders were filed in the following matters denying petition for writ of habeas corpus:

- S059385    -   In re Rene Olmos Enriquez on Habeas Corpus.
- S060547    -   In re Verne R. Hubka on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence. Deny motion to seal documents.
- S060556    -   In re Verne R. Hubka on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence. Deny motion to seal documents.
- S066002    -   In re Cheryl Shepard on Habeas Corpus.
- S066047    -   In re Velma M. Henderson on Habeas Corpus.
- S066074    -   In re Larry Dun on Habeas Corpus.
- S066079    -   In re Norwood W. Hurst on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S066100    -   In re Brian Williams on Habeas Corpus.
- S066132    -   In re Charles Jerome Easley on Habeas Corpus. Petition for writ of habeas corpus is DENIED for lack of diligence.
- S066152    -   In re Donald Russel Hamilton on Habeas Corpus. Petition for writ of habeas corpus is DENIED for lack of diligence.
- S066159    -   In re Philip Wayne Henderson on Habeas Corpus.
- S066160    -   In re Darron Gene Williams on Habeas Corpus.

- S066209 - In re Russell Todd Crow on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S066221 - In re Kenneth Roberts on Habeas Corpus.
- S066264 - In re Margaret Elizabeth Broderick on Habeas Corpus.
- S066294 - In re Ignacio Polvos Pena on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S066342 - In re Robert Wayne Elliott on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S066346 - In re Edmund Demond Johnson on Habeas Corpus.
- S066348 - In re Curtis Holliday on Habeas Corpus.
- S066384 - In re Nardell Ulysses Carter on Habeas Corpus.
- S066403 - In re Wayne Dennis Crovo on Habeas Corpus.
- S066404 - In re Michael Anthony Shane on Habeas Corpus.
- S066409 - In re Joseph Profit, Jr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Miller* (1941) 17 Cal.2d 734, 735; *In re Clark* (1993) 5 Cal.4th 750.)
- S066494 - In re Manuel A. Castellano on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S066545 - In re Jack Gail Fluharty on Habeas Corpus.
- S066549 - In re John C. Cuevas on Habeas Corpus.
- S066554 - In re Douglas A. Leiva on Habeas Corpus.
- S066623 - In re Otis Manuel Clements on Habeas Corpus.

- S066698 - In re Ramon A. Mendoza, III on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S066733 - In re Mohammed Abdalla Spak on Habeas Corpus.
- S066816 - In re Silvestre Escorza on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756, 759; *People v. Hill* (1973) 9 Cal.3d 784, 786-787; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S066818 - In re Veni Wayne Fonoti on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S066877 - In re Scott M. Bowcock on Habeas Corpus.
- S066884 - In re Mark Weldon on Habeas Corpus.
- S066891 - In re Marcus Ruben Ellington on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Clark* (1993) 5 Cal.4th 750.)
- S066894 - In re Jose I. Carballo on Habeas Corpus.
- S066900 - In re Perry Ventigan Sinocruz on Habeas Corpus.
- S066934 - In re Kevin Lavelle Walton on Habeas Corpus.
- S066958 - In re Kailash C. Chaudhary on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S066959 - In re Isadore Henry on Habeas Corpus.
- S066985 - In re Vincent Chisom on Habeas Corpus.
- S067007 - In re Timothy James Smith on Habeas Corpus.
- S067012 - In re Aurelio Aviles on Habeas Corpus.

- S067042 - In re Tommy W. Ross on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067054 - In re Derrick Lane Harding on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750.)
- S067275 - In re Jack Keesling on Habeas Corpus.
- S067284 - In re Joseph Puckett on Habeas Corpus.
- S067314 - In re Mark Alan Radke on Habeas Corpus.
- S067538 - In re Ramiro Damian on Habeas Corpus.
- S067574 - In re Joseph Louie Paez on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S067625 - In re Steve T. Clay on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750.)
- S067645 - In re Edward A. Moten on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S067654 - In re Christopher Dunlap on Habeas Corpus.
- S067658 - In re Jeffrey McClure on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735.)
- S067682 - In re Michael Alexander Christopher on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921, 925.)
- S067688 - In re Gerry Saenz on Habeas Corpus.
- S067689 - In re Jack Vo on Habeas Corpus.
- S067698 - In re Roger W. May on Habeas Corpus.
- S067716 - In re Gerry D. Williams on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Lessard* (1965) 62 Cal.2d 497, 503; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

- S067717 - In re Charles Richard English on Habeas Corpus.
- S067718 - In re Raymond Reed on Habeas Corpus.
- S067719 - In re Earnest Harris on Habeas Corpus.
- S067741 - In re Marlin M. Tanner on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067759 - In re Patricia Elaine Mason on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067760 - In re Cecil J. Hatchett on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734, 735.)
- S067761 - In re Tyrone Whitsey on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067762 - In re Frank Higgins on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067763 - In re Patricia Elaine Mason on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067768 - In re Gary D. Mosbarger on Habeas Corpus.
- S067792 - In re Linell L. Dumas, Jr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067793 - In re David Smith on Habeas Corpus.
- S067796 - In re Norvell Austin on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)  
Mosk, J., is of the opinion an order to show cause should issue.



- S067800 - In re Jerry Thomas Criado on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067802 - In re Alfredo Ruiz on Habeas Corpus.
- S067804 - In re Robert Randolph Krueger on Habeas Corpus.
- S067808 - In re Mark Joseph Johnson on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067809 - In re Darryl Funderburk on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Miller* (1941) 17 Cal.2d 734, 735; *In re Clark* (1993) 5 Cal.4th 750.)
- S067811 - In re Samuel Lee Wauls on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067816 - In re Samuel Dooley on Habeas Corpus.
- S067822 - In re Tyrus T. Cooper on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S067823 - In re Jackie L. Denton on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067824 - In re Alvin Robinson on Habeas Corpus.
- S067836 - In re Anthony Douglas Haylock on Habeas Corpus.
- S067842 - In re Roger Colquitt Jefferson on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067860 - In re Juan E. Alcocer on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *People v. Hill* (1973) 9 Cal.3d 784, 786-787.)
- S067869 - In re G. L. Crosetti on Habeas Corpus.

- S067854 - In re Bobby Joe Cangas on Habeas Corpus.
- S067912 - In re Curtis L. Clayton on Habeas Corpus.
- S067914 - In re Raymond Ray Washington on Habeas Corpus.
- S067920 - In re Robert Michael Egres on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S067926 - In re Craig Dodson on Habeas Corpus.
- S067927 - In re Gerald A. Miller on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067947 - In re Paco Saldana on Habeas Corpus.
- S067954 - In re Crispin De La Cruz Gonzales on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735.)
- S067961 - In re Barry McCoy on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Clark* (1993) 5 Cal.4th 750.)
- S067963 - In re Francisco Javier Pimentel on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723; *In re Clark* (1993) 5 Cal.4th 750.)
- S067965 - In re Chrystal Shankles on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067966 - In re Felipe Esparza on Habeas Corpus.
- S067967 - In re Alfred Dennis Lucas, Jr. on Habeas Corpus. Petition for writ of habeas corpus is DENIED.  
Mosk, J., is of the opinion an order to show cause should issue.

- S067971 - In re John Kavic on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)  
Mosk, J., is of the opinion an order to show cause should issue.
- S067988 - In re Eduardo Lopez Gonzales on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S067999 - In re Gene Paul Woodham on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S068001 - In re Michael Wayne Minnifield on Habeas Corpus.
- S068013 - In re James Edward Jenkins on Habeas Corpus.
- S068015 - In re Everette White on Habeas Corpus.
- S068026 - In re Terry Michael Baugus on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Lindley* (1947) 29 Cal.2d 709, 723.)
- S068041 - In re Gary V. Jernigan on Habeas Corpus.
- S068042 - In re Taha Attayeb Saleh on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S068066 - In re Michael Wayne Minnifield on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S068068 - In re Robert Lara on Habeas Corpus.
- S068073 - In re Thomas Sims on Habeas Corpus.
- S068081 - In re Albert A. Welch on Habeas Corpus.
- S068086 - In re Allen Jacoby Fox on Habeas Corpus.

- S068087 - In re Terrence Harper on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Clark* (1993) 5 Cal.4th 750.)
- S068116 - In re Gerald Miller on Habeas Corpus.
- S068131 - In re Antonio Alvares Cardenas on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Clark* (1993) 5 Cal.4th 750.)
- S068134 - In re Foster L. Grigsby on Habeas Corpus.
- S068140 - In re Gustavo Barrera on Habeas Corpus.
- S068151 - In re William Francis Barry on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Miller* (1941) 17 Cal.2d 734, 735; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S068155 - In re Pamela Denise Thompson on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S068156 - In re Rodney S. Petillo on Habeas Corpus.
- S068158 - In re Harvey Lee Herring on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S068170 - In re Michael Lamar Meshell on Habeas Corpus.
- S068255 - In re Aminu Inuwa on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)
- S068283 - In re Elizabeth Alta McGuire on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dixon* (1953) 41 Cal.2d 756, 759.)
- S068294 - In re George Franklin Butz on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304.)

- S068368 - In re Jose Stan Cortez on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S068385 - In re Gerald A. Miller on Habeas Corpus.
- S068405 - In re Adisa Gamba Oluwa on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits.
- S068432 - In re Paul S. Millsap on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.)
- S068438 - In re Walter Morrison on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921, 925.)
- S068467 - In re Willie Lee Miles on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)
- S068484 - In re David Wayne Johnson and Richard V. Davis on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Swain* (1949) 34 Cal.2d 300, 304; *In re Dexter* (1979) 25 Cal.3d 921, 925.)
- S068509 - In re Peter Thomas Cockcroft on Habeas Corpus.
- S068566 - In re Michael White on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Dixon* (1953) 41 Cal.2d 756, 759; *In re Swain* (1949) 34 Cal.2d 300, 304.)
- S068630 - In re Garry Jimmy Frasier on Habeas Corpus.
- S068634 - In re Albert Baldwin on Habeas Corpus.
- S068673 - In re Steven M. Collins on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits.
- S068674 - In re Anthony Atkins on Habeas Corpus. Petition for writ of habeas corpus is DENIED on the merits and for lack of diligence.
- S068710 - In re Timothy Sean Riley on Habeas Corpus.

S069395 - In re Norvell Austin on Habeas Corpus. Petition for writ of habeas corpus is DENIED. (*In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Lindley* (1947) 29 Cal.2d 709, 723.)

S070783 - In re Steve Holifield on Habeas Corpus.

S071040 - In re Angel Ortiz Diamond on Habeas Corpus.

1st Dist. People, Respondent  
A072340 v.  
Div. 3 Joann Trethewey et al., Appellants  
S069417 Appellants' petitions for review DENIED.

1st Dist. People, Respondent  
A075828 v.  
Div. 2 Tony Alfonso Woods, Appellant  
S069722 Appellant's petition for review DENIED.

1st Dist. People, Respondent  
A075992 v.  
Div. 2 Sothin J. Damlong, Appellant  
S069670 Appellant's petition for review DENIED.

1st Dist. People, Respondent  
A077140 v.  
Div. 4 Merrill Gaines, Jr., Appellant  
S069784 Appellant's petition for review DENIED.

1st Dist. People, Respondent  
A77443 v.  
Div. 3 Lee Rogers Alexander, Appellant  
S070435 Appellant's petition for review DENIED.

1st Dist. People, Respondent  
A077925 v.  
Div. 5 Christopher Eugene Hales, Appellant  
S070376 Appellant's petition for review DENIED.

1st Dist. Andrew J. Bell, Appellant  
A078258 v.

Div. 4. Wells Fargo Bank, N.A., Respondent  
S070410 Respondent's petition for review DENIED.  
Baxter, J., did not participate.

1st Dist. Margot Rommell, Petitioner  
A081643 v.  
Div. 4 Alameda County Superior Court, Respondent  
S070484 City of Hayward, Real Party in Interest  
Petition for review DENIED.

1st Dist. Charles R. Engel, Petitioner  
A081728 v.  
Div. 4 Workers' Compensation Appeals Board et al., Respondents  
S070170 Petition for review DENIED.

1st Dist. County of Humboldt, Respondent  
A081845 v.  
Div. 3 Charles Day et al., Appellants  
S070482 Appellants' petition for review DENIED.

1st Dist. In re Patrick A. Martinez  
A082452 on  
Div. 2 Habeas Corpus  
S070492 Petition for review DENIED.

1st Dist. City and County of San Francisco, Petitioner  
A082474 v.  
Div. 1 San Francisco County Superior Court, Respondent  
S070521 Kathleen O'Hara et al., Real Parties in Interest  
Application for stay and petition for review DENIED.

1st Dist. Macromedia Incorporated et al., Petitioners  
A082568 v.  
Div. 2 San Francisco County Superior Court, Respondent  
S070543 Barbara Rosen et al., Real Parties in Interest  
Petition for review DENIED.

2nd Dist. RTC Mortgage Trust, Appellant  
B095859 v.  
Div. 7 Robert D. Shlens, Appellant

S09848           Petition for review DENIED.

2nd Dist.       Edward K. Macon, Respondent  
B095968       v.  
Div. 3         United Services Automobile Association, Appellant  
S070042       Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B099657       v.  
Div. 7         Don Michael Bierman, Appellant  
S06400       Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B100499       v.  
Div. 7         David C. Grajeda et al., Appellants  
S069708       Appellants' petitions for review DENIED.

2nd Dist.       John Forman, Appellant  
B101355       v.  
Div. 7         Chicago Title Insurance Company, Respondent  
S069818       Respondent's petition for review DENIED.

2nd Dist.       People, Respondent  
B102460       v.  
Div. 7         Efrem Bullard, Appellant  
S070476       Appellant's petition for review DENIED.  
Mosk, J., is of the opinion the petition should be granted.

2nd Dist.       People, Respondent  
B102620       v.  
Div. 2         James Thomas Koonz, Appellant  
S070397       Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B103525       v.  
Div. 4         Lyle Wright, Appellant  
S070332       Appellant's petition for review DENIED.

2nd Dist.       People, Respondent



B103615            v.  
Div. 7            Gregory Poarch, Appellant  
S070392           Appellant's petition for review DENIED without prejudice to  
                     filing a petition for writ of habeas corpus in the sentencing court.  
                     (*People v. Superior Court (Romero)* (1996) 13 Cal.4th 497, 530,  
                     fn. 13.)

2nd Dist.        Adan Melendez et al., Respondents  
B104126           v.  
Div. 4            City of Los Angeles, Appellant  
S070456           Respondents' petition for review DENIED.  
                     Mosk, J., is of the opinion the petition should be granted.

2nd Dist.        People, Respondent  
B104625           v.  
Div. 3            Jesse Washington, Appellant  
S069731           Appellant's petition for review DENIED.

2nd Dist.        People, Respondent  
B105157           v.  
Div. 3            Jesus Amado Ramirez, Appellant  
S070540           Appellant's petition for review DENIED.

2nd Dist.        Steven J. Wohl, Appellant  
B105677           v.  
Div. 5            Law Offices of George Aaron et al., Respondents  
S070385           Appellant's petition for review DENIED.

2nd Dist.        Robert Leonard, Jr. et al., Appellants  
B106519           v.  
Div. 4            People ex rel Dept. of Transportation, Respondent  
S070359           Petition for review DENIED.  
                     Mosk, J., is of the opinion the petition should be granted.

2nd Dist.        People, Respondent  
B106557           v.  
Div. 7            Martin Moya Jimenes, Appellant  
S070508           Appellant's petition for review DENIED.

2nd Dist.        People, Respondent  
B108135           v.  
Div. 1            John Howard Bledsoe, Appellant

S070487           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B108684           v.  
Div. 7           Calvin Carter, Appellant  
S070416           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B108752           v.  
Div. 6           Salvador C. Gutierrez, Appellant  
S069669           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B108785           v.  
B113741           Salvador Anthony Mania, Appellant  
Div. 7           -----  
S069757           In re Salvador Anthony Mania on Habeas Corpus  
                  Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B109241           v.  
Div. 6           Raymond R. Savedra, Appellant  
S069763           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B110033           v.  
Div. 7           Medgar Devereaux Hayes, Appellant  
S069697           Appellant's petition for review DENIED.

2nd Dist.       In re the Marriage of Keith G. and Suzanne H.  
B110278           -----  
Div. 6           Keith W. G., Appellant  
S069655           v.  
                  Suzanne E. H., Respondent  
                  Petition for review DENIED.  
                  Kennard, J., is of the opinion the petition should be granted.

2nd Dist.       People, Respondent

B110464           v.  
Div. 7           Alan Robert Givens, Appellant  
S070407           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B110816           v.  
Div. 5           Francisco Flores, Appellant  
S069437           Appellant's petition for review DENIED.  
                  The request for an order directing publication of the opinion is  
                  DENIED.

2nd Dist.       People, Respondent  
B110966           v.  
Div. 6           Ruben Matthew Woodill, Appellant  
S069723           Respondent's petition for review DENIED.

2nd Dist.       People, Respondent  
B111351           v.  
Div. 2           Jerome Melvin Carter, Appellant  
S070328           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B111465           v.  
Div. 4           Frank Reyes Aguirre, Appellant  
S070349           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B111690           v.  
Div. 7           Cecil Shields, Appellant  
S070421           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B112027           v.  
Div. 5           Deron T. Perrin, Appellant  
S070398           Appellant's petition for review DENIED.

2nd Dist.       People, Respondent  
B112129           v.  
Div. 6           Earle Alton Curtis, Appellant

S070006 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B112317 v.

Div. 5 Vicki J. Belk, Appellant

S070532 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B112386 v.

Div. 7 Michael George Stewart, Appellant

S070420 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B112395 v.

Div. 7 Simon Geraldo et al., Appellants

S069651 Respondent's petition for review DENIED.

Kennard, J., is of the opinion the petition should be granted.

2nd Dist. People, Respondent

B112938 v.

Div. 5 Kenneth Derrill Carr, Appellant

S070428 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B113569 v.

Div. 5 Hernan Bautista, Appellant

S070367 Appellant's petition for review DENIED.

2nd Dist. Lamoyne McCloud, Appellant

B114334 v.

Div. 3 Deborah Perkins, Respondent

S070527 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B114839 v.

Div. 2 Raymond Rudolph Palmer, Appellant

S070344 Appellant's petition for review DENIED.

2nd Dist. People, Respondent

B114925 v.

Div. 5 James Anderson, Appellant

S070442 Appellant's petition for review DENIED.

2nd Dist. Terry Long, Petitioner  
B115071 v.  
Div. 6 Workers' Compensation Appeals Board et al., Respondents  
S070336 Petition for review DENIED.  
Mosk, J., and Kennard, J., are of the opinion the petition should be granted.

2nd Dist. People, Respondent  
B115294 v.  
Div. 7 Gary L. Harris, Appellant  
S070366 Appellant's petition for review DENIED.

2nd Dist. Candice Arney, Appellant  
B115624 v.  
Div. 3 William Joseph Burke, Respondent  
S070371 Petition for review DENIED.

2nd Dist. People, Respondent  
B115966 v.  
Div. 6 Russell Nathan Lee, Appellant  
S070329 Respondent's petition for review DENIED.

2nd Dist. People, Respondent  
B119644 v.  
Div. 4 Donald Wayne Ayres, Appellant  
S069711 Appellant's petition for review DENIED.

2nd Dist. J. Alan Jensen, Ph.D., Petitioner  
B120161 v.  
Div. 6 Workers' Compensation Appeals Board, Respondent  
S070343 Eve Simpson, Respondent  
Petition for review DENIED.

2nd Dist. Eric Y. Knipe, Petitioner  
B121385 v.  
Div. 7 Los Angeles County Superior Court, Respondent  
S070129 Washington Square Capital, Real Party in Interest  
Petition for review DENIED.

2nd Dist. Shujaa Kamal, Petitioner  
B121524 v.  
Div. 5 Los Angeles County Superior Court, Respondent  
S070369 Culver City Unified School District, Real Party in Interest  
Petition for review DENIED.

2nd Dist. Keziah, Dejean, Delesboro Sanders, Petitioner  
B121635 v.  
Div. 2 Municipal Court Los Angeles County, Respondent  
S070436 Allard Building Services, Real Party in Interest  
Petition for review DENIED.

3rd Dist. People, Respondent  
C014986 v.  
S070253 Murray L. and Kathe B. Miller, et al., Appellants  
Appellants' petition for review DENIED.  
Request for judicial notice denied.

3rd Dist. People, Respondent  
C023375 v.  
S069751 Christian Branscombe et al., Appellants  
Appellants' petitions for review DENIED.  
The Reporter of Decisions is directed not to publish in the  
Official Appellate Reports the opinion in the above-entitled appeal,  
filed March 20, 1998, which appears at 62 Cal.App.4th 444. (Cal.  
Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

3rd Dist. People, Respondent  
C025701 v.  
S070450 Clarence Jones, Appellant  
Appellant's petition for review DENIED.  
Mosk, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent  
C025887 v.  
S070519 Jesus Ernesto Rodriguez, Appellant  
Appellant's petition for review DENIED.

3rd Dist. People, Respondent  
C026754 v.

S070528 Ernest Duane Nunnelly, Appellant  
Appellant's petition for review DENIED.

3rd Dist. People, Respondent  
C027610 v.  
S070498 Sigfredo Ramon Montoya, Appellant  
Appellant's petition for review DENIED.

3rd Dist. Summer Brown, Petitioner  
C028751 v.  
S070452 Workers' Compensation Appeals Board, Respondent  
Petition for review DENIED.

3rd Dist. Dennis Bell, Petitioner  
C029368 v.  
S070463 San Joaquin County Superior Court, Respondent  
People, Real Party in Interest  
Petition for review DENIED.

4th Dist. Metropolitan Transit Development Board, Appellant  
D023963 v.  
Div. 1 Graybill Terminal Company et al., Appellants  
S070302 Appellants' petition for review DENIED.

4th Dist. Alfred De Bartolo, Appellant  
D025094 v.  
Div. 1 Stanley Deskovick, Respondent  
S070184 Appellant's petition for review DENIED.  
The request for an order directing publication of the opinion is  
DENIED.

4th Dist. Alice Moore, Respondent  
D026204 v.  
Div. 1 Owens-Corning Fiberglas Corporation, Appellant  
S070206 Petitions for review DENIED.  
Chin, J., did not participate.  
Mosk, J., is of the opinion review should be granted.

4th Dist. People, Respondent

D026252           v.  
Div. 1           John Ivan Kocak, Appellant  
S069749           Appellant's petition for review DENIED.

4th Dist.       People, Respondent  
D027219       v.  
Div. 1       Merle Dwight Tague, Appellant  
S070556       Appellant's petition for review DENIED.

4th Dist.       People, Respondent  
D027757       v.  
Div. 1       Alphonso Dwane Frazier, Appellant  
S070481       Appellant's petition for review DENIED.

4th Dist.       People, Respondent  
D027950       v.  
Div. 1       Deno E. Woodis, Appellant  
S070545       Appellant's petition for review DENIED.

4th Dist.       People, Respondent  
D028135       v.  
Div. 1       Aurelio Gustavo Ybarra, Appellant  
S070378       Appellant's petition for review DENIED.

4th Dist.       In re Gary W., a Person Coming Under the Juvenile Court Law  
D030084       -----  
Div. 1       San Diego County Department of Social Services, Respondent  
S069949       v.  
              Gary R., Appellant  
              Petition for review DENIED.  
              The request for an order directing publication of the opinion is  
              DENIED.

4th Dist.       In re Weldon Wessels  
D030833       on  
Div. 1       Habeas Corpus  
S070225       Petition for review DENIED.

4th Dist.       Eli Tyler et al., Petitioners  
D039882       v.  
Div. 1       San Diego County Superior Court, Respondent  
S070174       Swallows Sun Island Club, Real Party in Interest



Petition for review DENIED.

4th Dist. John I. Morris, Appellant  
E017569 v.  
Div. 2 Kenneth R. Pearson, Respondent  
S070449 Petition for review DENIED.

4th Dist. People, Respondent  
E019189 v.  
Div. 2 Kurt Lee Goodson, Appellant  
S070496 Appellant's petition for review DENIED.

4th Dist. Christopher Cato, Appellant  
E019330 v.  
Div. 2 Prestige Stations Incorporated et al., Respondents  
S070406 Appellant's petition for review DENIED.

4th Dist. People, Respondent  
E019462 v.  
Div. 2 David Wayne Martin, Appellant  
S070391 Appellant's petition for review DENIED.

4th Dist. People, Respondent  
E019690 v.  
Div. 2 Michael Dean Youngwirth, Appellant  
S070348 Appellant's petition for review DENIED.

4th Dist. People, Respondent  
E021147 v.  
Div. 2 Keith Ruben Gonzalez, Appellant  
S069656 Appellant's petition for review DENIED.

4th Dist. George S. Wass, Respondent  
E021987 v.  
Div. 2 Charlotte Randall et al., Appellants  
S069928 Petition for review DENIED.

4th Dist. Obed David Licano, Petitioner  
E022490 v.  
Div. 2 San Bernardino County Superior Court, Respondent  
S070455 People, Real Party in Interest  
Petition for review DENIED.

4th Dist. G017083 Div. 3 S070241	In re the Marriage of Sally S. and Robert M. Beer ----- Sally S. Beer, Respondent v. Robert W. Beer, Appellant Petition for review DENIED.
4th Dist. G017582 Div. 3 S070134	American Security & Protection Corporation, Appellant v. Tri-Ed Incorporated, Respondent Appellant's petition for review DENIED.
4th Dist. G019735 Div. 3 S070479	People, Respondent v. Danny Eugene Stewart, Appellant Appellant's petition for review DENIED.
4th Dist. G020494 Div. 3 S070039	Thomas E. Tierney et al., Respondents v. City of Dana Point, Appellant Appellant's petition for review DENIED.
4th Dist. G022983 Div. 3 S070460	In re Willie James Brown on Habeas Corpus Petition for review DENIED.
4th Dist. G023232 Div. 3 S070199	Raul Loera, Jr. et al., Petitioners v. Orange County Superior Court, Respondent People, Real Party in Interest Application for stay and petition for review DENIED.
4th Dist. G023486 Div. 3 S071233	Elsa Behr Grether, Petitioner v. Orange County Superior Court, Respondent John V. Croul, Real Party in Interest Application for stay and petition for review DENIED.
5th Dist. F025214	People, Respondent v.

S069737      Andrew Reuel Rothgarn, Appellant  
                 Appellant's petition for review DENIED.

5th Dist.      People, Respondent  
F025554      v.  
F025555      Patricia Ann Padilla, Appellant  
S070034      Appellant's petition for review DENIED.  
                 Mosk, J., is of the opinion the petition should be granted.

5th Dist.      People, Respondent  
F026265      v.  
S069709      Steven Thomas, Appellant  
                 Appellant's petition for review DENIED.

5th Dist.      People, Respondent  
F026687      v.  
S070471      Paul Allan Martin, Appellant  
                 Appellant's petition for review DENIED.

5th Dist.      In re Earl Eugene Haynes on Habeas Corpus  
F026722      -----  
F029233      People, Respondent  
S070522      on  
                 Earl Eugene Haynes, Appellant  
                 Appellant's petition for review DENIED.  
                 Mosk, J., is of the opinion the petition should be granted.

5th Dist.      People, Respondent  
F028290      v.  
S070457      Brian Eric Whitman, Appellant  
                 Appellant's petition for review DENIED.

5th Dist.      People, Respondent  
F028351      v.  
S070506      Manuel Villagomez, Appellant  
                 Appellant's petition for review DENIED.

6th Dist.      In re Alvia Milton York  
H015858      on  
S069473      Habeas Corpus  
                 Respondent's petition for review DENIED.

Brown, J., is of the opinion the petition should be granted.

6th Dist. De Anza Santa Cruz Mobile Estates et al., Appellants  
H015876 v.  
H016919 City of Santa Cruz, Respondent  
S069899 De Anza Santa Cruz Homeowners Association, Real Party in Interest  
Appellants' petition for review DENIED.

6th Dist. People, Respondent  
H015992 v.  
S070500 Michael Robert Frederiksen, Appellant  
Appellant's petition for review DENIED.

6th Dist. In re Jumaane C., a Person Coming Under the Juvenile Court Law  
H016224 -----  
S070414 People, Respondent  
v.  
Jumaane C., a Minor, etc., Appellant  
Petition for review DENIED.  
Mosk, J., is of the opinion the petition should be granted.

6th Dist. People, Respondent  
H016364 v.  
S069639 Carlos Monte McIver, Appellant  
Appellant's petition for review DENIED.

6th Dist. In re Theodore McElhone  
H018339 on  
S070356 Habeas Corpus  
Petition for review DENIED.

6th Dist. In re Elaine G.  
H018391 on  
S070458 Habeas Corpus  
Petition for review DENIED.

6th Dist. Nancy Jewell Cross, Petitioner  
H018408 v.  
S070331 Santa Clara County Superior Court, Respondent  
Maryanne Z. Murphy et al., Real Parties in Interest  
Petition for review DENIED.

2nd Dist. Stanley F. Adler et al., Appellants  
B110747 v.  
Div. 3 11th Street Townhomes Homeowners Assn., Inc. et al., Respondents  
S069825 The request for an order directing publication of the opinion in  
the above entitled cause is DENIED.

2nd Dist. In re Sarah O., a Minor  
B118816 -----  
Div. 3 Christina O. et al., Petitioners  
S070013 v.  
Los Angeles County Superior Court, Respondent  
The request for an order directing publication of the opinion in  
the above entitled cause is DENIED.

6th Dist. Steven E., Petitioner  
H018004 v.  
S069717 Santa Clara County Superior Court, Respondent  
Dept. of Family and Children's Svcs., Real Parties in Interest  
The request for an order directing publication of the opinion in  
the above entitled cause is DENIED.

6th Dist. Ayako Vanegas, Appellant  
E018558 v.  
Div. 2 Arrowhead Country Club, Respondent  
S070142 The request for an order directing publication of the opinion in  
the above entitled cause is DENIED.

S016718 People, Respondent  
v.  
Steven David Catlin, Appellant  
On application of respondent and good cause appearing, it is  
ordered that the time to serve and file respondent's brief is extended  
to and including August 24, 1998.

S027730 People, Respondent  
v.  
Maria Del Rosio Alfaro, Appellant  
On application of appellant and good cause appearing, it is  
ordered that the time to serve and file appellant's opening brief is  
extended to and including August 28, 1998.

S063313 Robert S. Caulk et al., Petitioners

v.

Sacramento County Superior Court, Respondent  
Mary Guimbellot et al., Real Parties in Interest

On application of petitioners and good cause appearing, it is ordered that the time to serve and file the answer brief on the merits is extended to and including August 10, 1998.

S069685      In re Curtis F. Price  
                         on  
                         Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including July 22, 1998.

S071288      Letter From the State Bar of California Requesting  
                         Rule of Court or Order Setting Annual State Bar  
                         Membership Fee to Provide Emergency Interim Funding

The court, having considered the request for action contained in the letter submitted by the State Bar of California on June 22, 1998, makes the following order by the unanimous vote of all participating justices:

The court recognizes the importance of the core functions relating to the admission and discipline of attorneys carried out by the State Bar and encourages the other two branches of government and the State Bar to resolve this matter as quickly as possible in light of the interest of the public and the potential impact on the operations of the court of the Bar's inability to carry out its disciplinary functions. In view of the importance of the issue and the apparent impasse among the various interested parties, the court has requested that the Chief Justice make himself available, upon the request of the parties, to offer assistance in the resolution of this matter. The request that this court issue an order or adopt a rule requiring payment of membership fees by active members of the State Bar of California is denied.

Werdegar, J., absent and not participating.

S062313      In the Matter of the Suspension of Attorneys  
                         Pursuant to Rule 962 California Rules of Court

Having been provided proof of compliance pursuant to subdivision (1) of section 11350.6 of the Welfare and Institutions

Code, the suspension of **Ralph Paul Driscoll**, pursuant to our order filed on , is hereby terminated.

This order is final forthwith.

S068861 In re **Michael William Pincher** on Discipline  
Petition for writ of review is DENIED.

It is ordered that **Michael William Pincher** be suspended from the practice of law for one year, that execution of suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation recommended by the Hearing Department of the State Bar Court in its decision filed March 31, 1997. It is further ordered that he take and pass the Multistate Professional Responsibility Examination administered by the National Conference of Bar Examiners within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6140.7 (as amended effective January 1, 1997).

